

IV. REMARKS

Preliminary amendments to limit the examination effort required for the claims have been made to submit certain embodiments of the present invention for examination in this initial application.

Importantly, it should be understood that the amendments submitted herein are made as a matter of practicality only, and should not be construed as creating any situation of file wrapper estoppel or the like as all rights are expressly reserved and may be pursued in this or other applications, such as divisionals, continuations, or continuations-in-part if desired. Amendments are made for tangential issues of clarity and as a matter of the Office's convenience or expedience only. The amendments should not be interpreted as an action that in any way surrenders a particular equivalency, surrenders any right to patent coverage, or otherwise limits any rights that the Applicant may now or hereafter assert. It should be understood that, unless and to the extent deemed broadened by this amendment, and even as amended, the Applicant expressly reserves all rights, including but not limited to: all rights to maintain the scope of literal coverage with respect to any element as may have existed under the language previously presented, all rights to maintain the scope of equivalency coverage as may have existed under the language previously presented, and all rights to re-present the prior language at any time in this or any subsequent application. To the extent currently foreseeable, no change or reduction in *direct or* equivalency coverage is believed to exist, and no change or reduction in *direct or* equivalency coverage is intended through the presentation of this amendment.

Claims 1-24, 26-32, 44-59, 63, 66, 71, 77, 79, 82-122, 130-138, 142, 145, 155, 157, and 160-167 have been cancelled. Applicant requests that claims 25, 33-43, 60-62, 64-65, 67-70, 72-76, 78, 80-81, 123-129, 139-141, 143-144, 146-154, 156, and 158-159 – each determined to have met the requirement for novelty, inventive step, and unity of invention during the international stage – be examined as a single group and allowed at the examiner's earliest convenience.

Dated this 25 day of August, 2006.

Respectfully submitted,

Nicole A. Ressue

Nicole A. Ressue
Attorney for Assignee
USPTO Reg. No. 48,665
125 South Howes, Third Floor
Fort Collins, Colorado 80521
(970) 224-3100

10/590919
JAP6 Rec'd PCT/PTO 25 AUG 2006

Express Mail No: EV673966303US

IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

Application Number:

Applicants:

Randall E. Tagawa, Kenneth K. Tagawa, George H. Tagawa, William A. Kluth, Sarada Krishnan, Cindy Wieland

Filed:

Title:

Cellular Tissue Culture Systems for High-Volume Processing

International Application Number: PCT/US05/005964 Filed: February 25, 2005

Original US Applications: 60/548,847 Filed: February 27, 2004
60/559,981 Filed: April 5, 2004

Assignee: Tagawa Greenhouses, Inc.

Attorney Docket: TagawaTissueUSNP

Customer No. 33549

CERTIFICATE OF EXPRESS MAILING

I, Barbara Schroer, hereby certify to the truth of the following items:

1. I am an employee of Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, Colorado 80521.

2. I have this day deposited the attached First Preliminary Amendment with the United States Postal Service as "Express Mail" for mailing to: Mail Stop PCT, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Dated this 25 day of August, 2006.


Barbara Schroer